

**Amendment No. 6 to SB0837**

**McNally**  
**Signature of Sponsor**

**AMEND Senate Bill No. 837**

**House Bill No. 610\***

by adding the following as new sections immediately preceding the effective date section and redesignating the effective date section accordingly:

SECTION \_\_. Tennessee Code Annotated, Section 57-3-103(a)(1), is amended by deleting the subdivision in its entirety and substituting instead the following:

(1) Nothing in this chapter shall affect chapter 2 of this title.

SECTION \_\_. Tennessee Code Annotated, Section 57-3-203(b), is amended by designating the existing language as subdivision (b)(1) and adding the following language as subdivision (b)(2):

(2) Notwithstanding any law to the contrary, it shall be lawful for any qualified applicant, including a corporation meeting the requirements of subsection (f), to receive and operate under both an alcoholic beverage wholesaler's license issued pursuant to this part, and a beer wholesaler's license issued pursuant to § 57-5-102, upon satisfying all federal, state and local registration and permitting requirements applicable to both operations. Nothing in this title 57 is intended or shall be construed to prohibit a wholesaler licensed under this part or under title 57, chapter 5 from holding more than one (1) license or permit for the wholesale of alcoholic beverages or beer in this state.

SECTION \_\_. Tennessee Code Annotated, Section 57-3-203(d), is amended by designating the existing language as subdivision (d)(1) and adding the following as subdivision (d)(2):

(2) Where a wholesaler licensed under this part also maintains a beer wholesale operation as provided in § 57-3-203(b)(2), it shall be lawful for anyone holding a permit

Amendment No. 6 to SB0837

McNally  
Signature of Sponsor

**AMEND Senate Bill No. 837**

**House Bill No. 610\***

pursuant to this subsection (d) to carry out similar duties with respect to such beer wholesale operation, provided that the permit holder has also satisfied any legal requirements applicable to such function within a beer wholesale operation.

SECTION \_\_. Tennessee Code Annotated, Section 57-3-203(e), is amended by designating the existing language as subdivision (e)(1) and adding the following as subdivision (e)(2):

(2) Where a wholesaler licensed under this part also maintains a beer wholesale operation as provided in § 57-3-203(b)(2), it shall be lawful for anyone holding a permit pursuant to this subsection (e) to carry out similar duties with respect to such beer wholesale operation, provided that the permit holder has also satisfied any legal requirements applicable to such function within a beer wholesale operation.

SECTION \_\_. Tennessee Code Annotated, Section 57-3-203, is amended by deleting subsection (i) in its entirety.

SECTION \_\_. Tennessee Code Annotated, Section 57-3-204, is amended by adding the following as a new subsection thereto:

(\_) Notwithstanding any law to the contrary, any retailer licensed to sell wine under the provisions of this chapter 3, including any wine at retail food store licensee, may lawfully sell high alcohol content beer under the authority of and subject to the same regulations and fees as the license authorizing it to sell wine.

SECTION \_\_. Tennessee Code Annotated, Section 57-3-403(a), is amended by adding the following as a new subdivision (3):

(3) An alcoholic beverages wholesale licensee who also carries on a beer wholesale operation as provided by § 57-3-203(b)(2) may lawfully transport alcoholic beverages and beer in the same vehicle, provided that all other legal requirements applicable to such transportation are satisfied.

SECTION \_\_. Tennessee Code Annotated, 57-3-404(d), is amended by deleting the last sentence of subdivision (2) and by adding the following as a new subdivision (3):

(3) A licensed alcoholic beverages wholesaler may lawfully engage in activities covered by title 57, chapter 5, as provided by § 57-3-203(b)(2), without regard to the amount of gross revenues produced by such operation. Such wholesaler may, at the wholesaler's discretion, use the same warehouse and other facilities, vehicles and employees in both operations, provided that all legal requirements applicable to such operations are satisfied with respect to each operation.

AND FURTHER AMEND by adding the following as a new subsection (d) in § 57-3-803 in SECTION 1 of the bill:

(d) Nothing in this part 8 is intended or shall be construed to modify the provisions of title 57 that provide for the separation and independence of the classes of licenses available to manufacturers, wholesalers or retailers of alcoholic beverages or beer in this state.